

**REMARKS**

Applicants respectfully traverse the Restriction Requirement. The Office is dividing the claims into two groups, with Group I including claims 1 and 2, drawn to a field emission device and Group II including claims 3-11, drawn to a method of making the field emission device. Applicants add new claims 12-13 as method claims that carefully track the language of the device claims 1 and 2. Under MPEP 806.05(f), these claims should at least be concurrently examined with the apparatus claims. Since the method claims are being examined, it is respectfully submitted that all of the method claims 3-13 should be concurrently examined as well. Accordingly, withdrawal of the Restriction Requirement is respectfully requested.

For completeness of response, Applicants elect Group I, device claims 1 and 2, for examination at this time. Applicants respectfully request withdrawal of the Restriction Requirement and the issuance of a favorable action on the merits.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: April 10, 2003

By: 

Charles F. Wieland III  
Registration No. 33,096

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620